R.F. 5 of 92

G. R. S. IX-5]

1894-95

Previous references.

LR. 35 of 92.

191 .

File No. 68 of 94

Serial Nos. 1 — 6.

(LR.)

Later references.

LR. 529 of 03.

GENERAL AND REVENUE SECRETARIAT.

7

Serial Nos. 1 — 6.

Major ~~Part~~ B for July ~~August~~ 1895.

SUBJECT.

Appeal of Singam Venpama Chetty of Bangalore in Connection with his site & building &c required for the Mysore Railway Co.

L+P

Index

Countermarked

W D 38—GFE—50,000—21-7-16

(8)

Do.

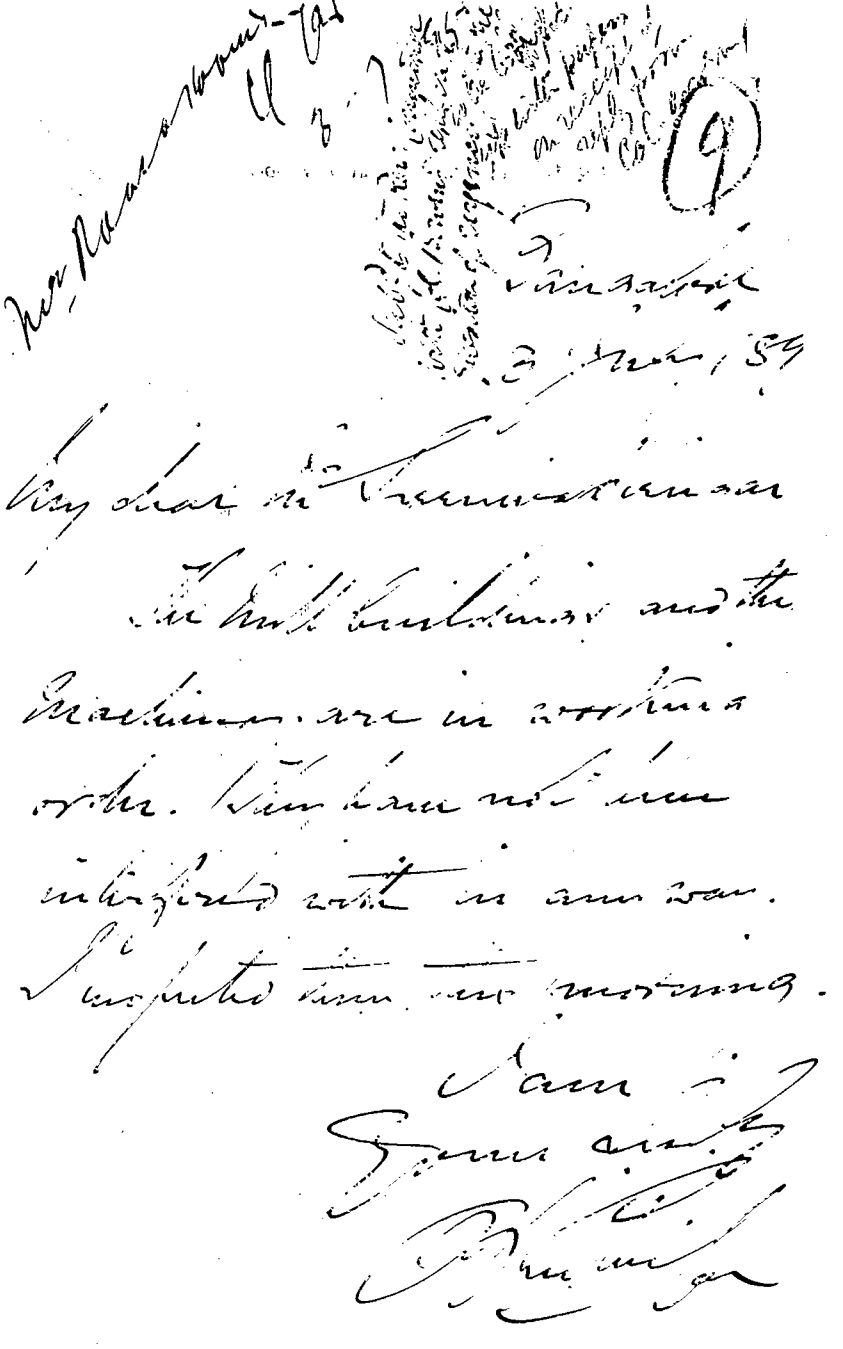
2nd July 1895

My dear Mr Cuthbertson

I am in receipt of your note. I have ~~[illegible]~~ advised Colonel Bowen Colthurst that there is any objection to let the mill building remain as it is till the question of compensation is decided by the Court. As you have not stated in what condition the mill is now I would ~~[illegible]~~ suggest that you & your ~~[illegible]~~ each examine it & report

Yours truly

C.



(10)

2nd July 1895.

My dear Sir. - - -

One Venganna Chetti, the owner of an oil mill, ordered to be acquired for the Salem-New of the City Joint Railway Station Bazaleve, not having accepted the award given by Dist. Coll. Krishnagiri on 21st Dec. 1894 for Rs. 8042, the matter has been placed before the District Court for adjudication - In the meantime Venganna chetti has been called upon to vacate the premises above mentioned and hence the latter has moved over the Madras Railway Co. Ltd. and his application for 6 months time to vacate the site was rejected - against this order he has appealed to Govt and it is being urged on his behalf that under Sec. 17 of the Land Acquisition Act no Magistrate immediate possession being

taken only in the case of arable
or waste land. I am
therefore to request that you
will be so good as to inform
me - at early ~~as possible~~ your convenience -
whether there is any objection
to let the mill buildings
remain as they are till the
question of compensation is
decided by the Court. Mr
Mr. Brininger's letter that
the building will be left as it is
till the final disposal of the matter
under the Metro Railway
Authorities will be taken
possession of the site about

Yours very truly

[illegible]

as possible should occur in carrying out the mentioned words.
A certain limit of time & latitude should be made, and a person
& carrier will after accept this
to the Court's discretion & the petition.
I have not had the opportunity
of consulting the Marine Courts
Authorities themselves in this
matter. The plan in the opinion
I formed after going through
the papers and plans and going
over the ground with the Harbour
Master. —

Yours sincerely.

C. Hawker.

C. Strangeways Esqre

Mr. Ramsden

0177195

Engineer

Engineer's Office

Sir,

With reference to your
Order of 2nd Inst. Engineer
Station and Siding, the Committee
decide the case stands (say) as
erecting Corn Store, Station
Master's Office, Goods Shed, Cattle
Pens, Weighbridge, Engine
Shed, Water Crane and Fire Hydrant.

There is no immediate urgency
for the Siding, Authorities state
proceedings may be allowed
to go on as usual
Inspection this morning
but the Station Yard is in
unfinished state and the Cattle
Pens, Weighbridge, Engine

Whereupon this
Cause came on to be
heard, & it appearing
to the Court, & to me
a certain Rule for final
Decree was duly passed
& ordered to be
entered

13/8/95

Wm Purkis
Deputy Clerk

Entered a D.O. 6
Rule Publication
& a certificate
Deputy Clerk
13/8/95

Subpœna
The Sheriff of the City of
Court may, that the case comes
on for settlement of issues
tomorrow the 15th instant.

belonging to one
Mary Cannon (Catty),
Comes on for settle
ment of terms
tomorrow the 15th
Instant. —

Thomas Lennon

Wm Denham

14-8-95

(12)

My dear Sir,

I beg to state
Rent Ref. No: 76 of
1894-95 (Collector
~~Ld~~ Tenyamma Chetty
which is a return
made by the Col
in the matter of the
acquisition of the
Oil Mill premises.

No 146
Recd records
do

Office of the Sub Division Officer
on Special Duty
Dated, Bangalore 13th May 1895.

From,

B. S. Krishnaiengar Esquire
Sub Division Officer
On Special Duty.

To,
The Chief Secretary
to the Government of Mysore

Sir,

With reference to your official memorandum No. 1560 dated 11th instant, I have the honor to submit copies of the record connected with the oil-mill belonging to Venganna Chetty and required for the extension of the City Joint Railway Station. I beg to

State

state that the original papers have been forwarded to the District Court for the adjudication of the claim under Section 18 of the Land Acquisition Regulation.

2. It will be evident from the award and the other papers that the construction was estimated by Mr. Narasimiengar who is an L. C. E. and a sufficient margin over and above the estimate has been allowed giving due consideration to the inconvenience, trouble, etc., which the petitioner will be subjected to by having to remove the mill to a different place. It is not true that the measurements etc., are not full and complete as stated by the petitioner.

3

Section
File No. (Govt. Serial No. 321)
189
Serial No.

No. 7954

Name of Petitioner.

Village.

Taluk.

District.

Date of Arzi. 6-5-95

Date of Receipt. 6-5-95

Date of Disposal.

No. of Enclosures.

ABSTRACT.

Lr 1503 (3) P. Jodo Secy 11-5-98

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

Section
File No
Serial No

The accompanying Petition No. 2234
dated 16-3-95 received at the
Dewan's Office from Venkatarama
Iyer Bangalore, applying to
reverse the order of the Dist. Divn
Officer, dated 23.4.95 declining to
grant an extension of time for
vacating the Petitioner's site,

is forwarded, together with its one
enclosure, to the Dist. Divisn Officer
on Special Duty, for very early Submission with
report with the above record of
the case. The Special Duty Officer
will particularly report if the
measurements of the building
have been correctly taken.

2. The petition &its enclosure
should be returned.

By Order,

(Records) Draft 11/5/95

BANGALORE,
11th May 1895 } for Chief Secretary

VI

11/5

M.G.C.P.B.—19-2-95—1,000

Gen. 30.]

(4)

OFFICE OF THE
15 MAY 95
189 Ref: 640
GOVT OF MYSORE

Section Form
File No
Serial No
To

The Chief Secretary to the
Govt. of Mysore.

Dated 15th May 1895

Despatched

Received

Enclosure No. Records.

General No. 646
No.

Subj Copies of records connected with the Site of Church Colony & requesting early orders on his petition.

P

• References to be marked.

Send to the Revenue with papers & a copy of the land application
20/5

3. The petitioner purchased the ground from the Government in 1884 for a nominal price, and in spite of it I have allowed him a very liberal rate, not the whole of the ground being excluded from valuation.

4. ... As the site is required by Government to be handed over early to the Railway authorities (vide Railway Secretary's No. 166, dated 16th February 1895), the petitioner with others, has been directed to vacate the building, the Deputy Commissioner of Tanjore being also requested to sell the materials as already reported in this office No. 132, dated 26th April 1895.

5. The award was passed in the presence

presence of the petitioner, so early as 21st December 1894 and the matter was referred to the District Court on 25th March 1895. The Court has only closed on the 11th of April last. The petitioner's allegation that he has not had sufficient notice for arguing the order & made an application to the Court is therefore false. Under section 16 of the Land Acquisition Regulation the property is liable to be taken possession of immediately after the passing of the award.

6. The petition together with its enclosure received with the above is herewith returned.

I have the honor to be,

Sir,

Your most obedient Servant

Sub Division Officer
On Special Duty.

29 3/4 6 1/2 9 1

Section
File No
Serial No

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
REG'D. No. 2934 A
DATE 6. 5. 95

Registered
by Hd Adv
HD
6/5/95

Petn Regd
Regd
HD

To

His Government of His Highness the
Maha Raja of Mysore
at Bangalore.

The Humble Petition of Singaravelu
aranachetty residing in Akkipett
City Bangalore.

Humbly Sheweth.

That with reference to the Endorsement No. 131 dated 23rd ultimo, from the Officer in charge of the Subdivision on special duty, intimating that the Government has ordered the early handing over of the lands to the Railway authorities and the Petitioner's request to extend the time for 6 months to vacate the site cannot be granted, the Petitioner begs most humbly and respectfully to submit that on the 22nd January last, he represented to the Collector that the measurement of the building standing on the site in question was not full and complete; that the valuation

HD
6/5/95

valuation, but by the Collector is therefore quite incorrect; that he would be pleased to appoint a professional man to re-measure the building and examine the stock on hand; and that he would ask a mechanic to find out and report as to the probable time required for displacing the oil mills and machines fixed so as to set them in their working order and their value: but should he not feel inclined to comply with his prayers, he may refer the petition to the District Office for disposal. The Collector has not only never heeded his prayers, but also delayed the transmission of the petition to the District Court till the vacation commenced and the Court cannot hear any petition whatever. In the meantime the Collector appears bent upon taking advantage to infringe the rights of the Petitioners and thus force him to sell off of his goods in store to a very great loss and serious disadvantage.

If the Petitioners should be compelled now to vacate the building all at once, the mills and Machinies working there which are fixtures in themselves

and

and the stretch on hand will seriously suffer and his loss will be heavier still. He has not selected a site as yet. He should select one and build thereon such as will suit his business.

As already noticed the measurement of the building being at present incorrectly recorded, it should be remeasured before the assessors appointed from both sides and re-valued; and before all these are finally completed the Petitioner cannot make over the building nor the Collector can legally order an immediate demolition (which the Petitioner fears he has) so as to disable the would be assessors from re-examining and re-estimating or from forming any idea different from the one the Collector has already conducted rightly or wrongly.

Under these circumstances, the Petitioner most earnestly craves the Government to be graciously pleased

1. to issue immediate orders to the Collector to suspend all further proceedings till the matter is heard and disposed of by the District Judge, and the Petitioner can finally relinquish the building.

(34)

No. 2934

(5)

8/6.

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
The 8th June 1895

Endorsement granted to Sanjam Venkanna Chetty represented by ~~his advocate, Mr~~ Mr S. R. Master, Advocate, Bangalore

in reply to his Petition Registered No. 2934 dated 6th May 1895 complaining of the action of the Collector, under the Land Acquisition Regulation, in regard to Petitioner's oil mill and premises

Petitioner is informed that if he wishes, the Rev. Councillor will hear him on Tuesday, 11th June 1895 at 1 P.M. at Bangalore.

heard by master. He removed only upon 8-17 under which urgency authorizes immediate power it is taken only in cases of matter wasteland. This is however a medical Dr. Adams report D. Doly report immediately in what condition the medical there & whether there is any urgency to let the matter stand till it is decided by Rev Councillor or Civil Court

Section
File No
Serial No

'By Order'

Secretary.

8/6

To Mr. S. R. Krishnaswamy Esq. Advocate, Bangalore

M.G.C.P.B—19-2-95—1,000

Omitted with D.O. of 1/7/95

Mr. Krishnaswamy 26 Postage 1/4

2. to call for the records of the case

and

3 to grant him the 6 months time

already prayed for.

and thereby save the Petitioner from the unfair and unwarranted haste of the Collector which will do no good either to him or to the Petitioner but a fortiori will ruin your petitioner in the end.

And Petitioner, as in duty bound

Will Ever Pray.

6.5.95
Bangalore.

[illegible]

Counsel for the Petitioner.

No. 131

Office of the Sub Division officer
on Special Duty
Bangalore Dated 23rd April 1895

Endorsement

In reply to his petition dated 12th instant,
Nyganna Chetty is informed that as the Government
has ordered the early handing over of the lands
to the Railway authorities, his request to extend
the time for 6 months to vacate the Sete
cannot be granted.

for
Sub Division officer
on Special Duty

Taken down in my presence and hearing.

Adjourned for the production of the Jain's record to 13th Instant

Adjourned to 2nd instant for ruling in the question whether the claimant is debarred by limitation from recovering the value of the land

Award under Section 15 Regulation VII of 1825.

Claim is for Rs 15 on account of building, out houses and vacant plot made use of for an oil mill and situated at the entrance of the Nagode road.

I have read the contents of the building carefully calculated and ascertained the price of vacant plot in

in and about the locality by a reference to the registration records of recent years immediately preceding the publication of the notification.

The particulars of the amount are as follows

Cost of the buildings	Rs 5193-0-0	
do removing and refixing the machinery	500-0-0	
	Rs 5693-0-0	
Add 15 p.c on the above amount	853-15-3	
Value of lost mineral on 15 p.c on the same.		
70 × 111 / 2½ × 5½ / 36 × 48 / 13 × 29 = 1264 5/9	1264-8-11	
Incidental charges	230-7-10	
	Rs 8042-0-0	

The claimant is awarded Rs eight thousand and forty two.

21/12/21 Signed S.G. Krishnaiengar

Delivered in the presence of the parties

Ld S.G.K

21/12/21

Copy

Received Rs.
on 8th July

To the office of the Collector
under the Land Acquisition Act
Bangalore Cantonment Bangalore

Dated Nov. 2nd 1894.

Your order dated 2nd December 1893, awarding Rs 83,442 for the building, out houses & vacant sites I am using for the civil and Sessions Courts Irwin Road, City Bangalore.

I had in pursuance of the above order, that when I purchased the various sites and building and the cost of removing the materials would be Rs 15,000, I did not mean that I would have that and for that amount.

On my statement I wanted to refer you to the various losses to my trade and permanent damage to my earnings but you absolutely refused to take down anything in reference thereto. Namely the representation.

I realize at present as my own earnings Rs 600 per month, and during my residence in the Cantonment the business is daily increasing and the income increasing also in proportion.

The Railway communication does by tramways and omnibuses are far more easy here than in any other city throughout the other Presidency Cities of the city.

The site

flourishing trade and the present unbroken
Case of my earnings are fixed to me. I can
forego my claims to the title and if they
and will remove the veil, otherwise they
you will be graciously pleased to refer
the matter to the Civil Court for a local
on the merits of the case and thereby save
me from further expenses and disturbances
of the mind

And I am in duty bound
21st January 1922 Will ever pray
Bangalore. /Signed/ G. T. D. Narayana

"Copy"

Subscribed
this 8th day

Site for its locality for the site chosen is highly acceptable and is becoming more permanent and covetable than ever. The value therefore is incomparable. The expenses and comparisons the order touches upon are uncalled for and not obtainable here.

The said project was contemplated long before the selection of the site and siting of the buildings thereon.

The cost of the outlay and improvements effected and the utmost pecuniary state of the trade stand entirely disregarded. Any damages have not been taken to any account which will be desperately ignored if the site is recalled out of any hands. The value of the property has not been ascertained in relation to its position, situation and locality. The measurements are not full and complete. The compensation awarded is quite in-adequate.

The loss of any trade and any present earnings, I humbly crave, ought receive a fair consideration as on a more liberal principles.

The sum of £6,150 for the site, building and removal of the said furniture for the permanent and incurable damage which will necessarily [illegible] to my business

Abstract Estimate of the Civil Works

Items	Qty	Rate		Amount	Remarks
Cement plaster in mud	C.ft.	0	1	200	50
Do. Brick in mud	"	1	9	500	375
Do. Do. in Chunam	"	2	0	400	800
Do. Do. Do. Arch work	"	4	0	100	400
Wood work Teak	"	2	0	100	450
Do. Mowa	"	2	0	100	200
Do. Sissal	"	1	8	100	225
Glazing	"	0	4	100	400
Painting-Zinkfarbe	"	0	2	35.00	700
Do. Lead	"	25	0	5.00	125
Do. Coal Do.	"	16	0	9.00	144
Do. Red	"	8	0	6.00	48
Brass Screw-Hooks	Gross	2	0	200	375
Nuts - 1" x 7"	Each	35	0	3	105
Do. 3½ x 6½"	"	25	0	1	25
Do. 3" x 6"	"	23	0	1	23
Front Sole	"	10	0	1	100
Hinges 3" x 1"	"	15	0	7	105
Do. 1½" x 2¼"	"	4	0	2	8
Fanlights □ 3' x 1½'	"	5	0	7	35
Do. Octagonal	"	10	0	2	24
Ventilators Shutters	"	5	0	3	15
Canvas Screens	Sft.	0	4	300	120
Carved Work	"	1	0	100	100
Painting in Chunam	"	2	8	27.00	20
Do. in mud	"	0	8	200.00	100
				Carried over	4943

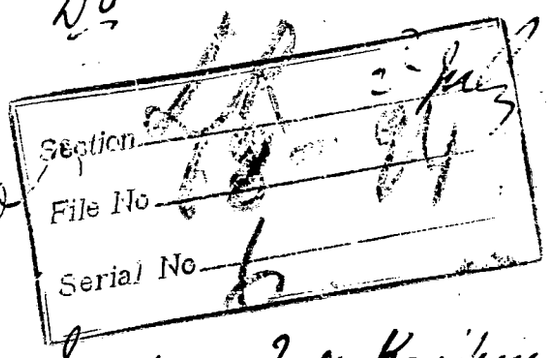
Expenditure 1913		
Establishment Charges	Rupees 100	
Add for Cadre Increase	Rupees 100	
		Total Rs 200/-

Copy

Executive Engineer
Irrigation Circle
On Special Duty

Wpw 6

Do



1875

Reg. Not available

My dear Mr Knowles

In reference to your
report of the 13th May 1875
on the appeal of Rayarama
Chetty of Bangalore, I am
desired to state that it is
contended on behalf of the
appellant that under Sec.
17 of the Land Acquisition
Regulation the Judge immediate
possession being taken only
in case of arable or waste
land - and to regulate that
you will be so good as to
let me know whether
the land in question is
or is not arable,
and to state
whether the ordinary
question is now and whether
there any objection to the
matter remaining stand as
till it is decided by the Court

Yours truly

Draft